

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

|                              |   |           |
|------------------------------|---|-----------|
| RONALD HUGH HUTTON,          | ) |           |
|                              | ) |           |
| Plaintiff,                   | ) |           |
|                              | ) |           |
| v.                           | ) | 1:17CV151 |
|                              | ) |           |
| U.S. DEPARTMENT OF VETERANS  | ) |           |
| AFFAIRS and BOARD OF VETERAN | ) |           |
| APPEALS,                     | ) |           |
|                              | ) |           |
| Defendants.                  | ) |           |

**ORDER**

On March 8, 2017, the United States Magistrate Judge's Recommendation was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 4, 5.) Plaintiff timely filed objections (Doc. 6) to the Recommendation.

This court has appropriately reviewed the portions of the Recommendation to which objections were made and has made a de novo determination which is in accord with the Magistrate Judge's Recommendation. This court therefore adopts the Recommendation.

**IT IS THEREFORE ORDERED** that Plaintiff's complaint (Doc. 2) be, and is hereby, **DISMISSED** pursuant to 28 U.S.C. § 1915(e)(2)(B) for failing to state a claim upon which relief may be granted. A

Judgment dismissing this action will be entered contemporaneously with this Order.

This the 21st day of April, 2017.

*William L. Osburn, Jr.*

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United States District Judge